

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

DAVITA M. KEY,)	
)	
Plaintiff,)	
)	
v.)	Case No. 2:19-CV-767-ECM
)	
HYUNDAI MOTOR MANUFACTURING,)	
ALABAMA, LLC; HYUNDAI ENG)	
AMERICA, INC.; and DYNAMIC)	
SECURITY, INC.)	
)	
)	
Defendants.)	

EXHIBIT F TO

**PLAINTIFF'S OBJECTIONS TO HYUNDAI MOTOR MANUFACTURING,
ALABAMA, LLC'S DEPOSITION DESIGNATIONS**

KRISTAL RIDDLE

Case	Key, Davita
Issue Code	HMMA Designation

RIDDLE, KRISTAL 8/19/22 VOL 1		
1	054:01 - 054:04	054:01 MR. REDMOND: I'm going to object to 02 the form if you're asking her for a legal 03 conclusion. 04 MS. PALMER: Just for opinion.
2	121:09 - 121:13	121:09 Q. Is that the policy that was 10 referenced in the earlier e-mail from 11 Ms. Robinson -- 12 MR. REDMOND: 38? 13 MS. PALMER: Yeah.
3	121:16 - 121:20	121:16 A. This was the information I used. 17 Q. Okay. The information in Exhibit 38. 18 Did you request at that time a printed version 19 of the policy? 20 A. I did not.
4	139:19 - 139:21	139:19 Q. Is there a formal contract between 20 Dynamic Security and HMMA? 21 A. No.
5	184:01 - 184:08	184:01 Q. You are the chief legal officer for 02 Dynamic Security; correct? 03 A. That is correct. 04 Q. Okay. And are you a lawyer? 05 A. No. 06 Q. Do you have any sort of legal 07 training? 08 A. No.
6	185:04 - 197:14	185:04 Q. -- against Dynamic. And in your 05 response, you do identify Ms. Cassandra 06 Williams as an HMMA employee. 07 What evidence do you have to support 08 that she is an employee of HMMA? 09 A. That was -- that's been my 10 understanding since the beginning of the client 11 relationship. 12 Q. It's just your inference? 13 A. Correct.

14 Q. If Ms. William's testified under oath
15 that at all relevant times in 2017 she was an
16 employee exclusively of Hyundai Engineering
17 America, would you dispute that?

18 MS. PALMER: Object to form.

19 Q. You can answer.

20 A. I would not be able to refute that.

21 Q. Okay.

22 MS. BROWN: How shall I number
23 exhibits that I have?

186:01 MS. PALMER: However you want.

02 MS. BROWN: Thank you.

03 MS. LEONARD: If you want to do it
04 consecutively, I can go back and see if we've
05 got how y'all did it in Ms. Key's, but I'm not
06 positive I've got that on my computer. You
07 just let me know.

08 MS. BROWN: I'll just call it HMMA-1.

09 Q. I'll show you what I'm marking as
10 HMMA's Exhibit 1.

11 (Whereupon, Defendant's Exhibit 1 was
12 marked for identification and copy of
13 same is attached hereto.)

14 Q. This is a declaration of Cassandra
15 Williams executed on May 8, 2019. And she
16 testifies that she was exclusively employed by
17 Hyundai Engineering America in 2017. Do you
18 have any basis to dispute that this is Ms.
19 Williams' signature?

20 A. I have no basis.

21 Q. Do you have any basis to dispute that
22 Ms. Williams was exclusively an employee of HEA
23 in 2017?

187:01 A. I have no reason.

02 Q. Did you ever ask anyone for
03 clarification about who Ms. Williams worked
04 for?

05 A. No.

06 Q. Have you ever spoken to Ms. Williams?

07 A. Yes.

08 Q. About how many times?

09 A. We generally visited the facility
10 three times a year, so somewhere between six

11 and eight times.

12 Q. Did anyone ever tell you specifically
13 that Ms. Williams worked for HMMA?

14 A. I don't recall.

15 Q. Have you ever seen any document that
16 specifically identifies Ms. Williams as an HMMA
17 employee?

18 A. Not that I recall.

19 Q. Then if you'll look at Plaintiff's
20 Exhibit 41 which was the last exhibit that
21 plaintiff's counsel introduced. And if you
22 will look on the first page, the second
23 message, the from line.

188:01 Could you read the from line in full,
02 please?

03 A. I'm sorry. Could you say that again?

04 Q. Yeah. Where it says, "From:
05 Williams, Cassandra."

06 A. It says, "Hyundai ENG America," and
07 then, "CWilliams@hmmausa.com."

08 Q. Right. And then you had -- on the to
09 line, who was the first addressee right there?

10 A. Gloria Robinson, Dynamic Security,
11 Gloriarobinson@hmmausa.

12 Q. And you would agree with me that
13 Ms. Robinson was exclusively Dynamic Security's
14 employee; correct?

15 MS. PALMER: Object to form.

16 A. I'm sorry. Could you --

17 Q. Was Ms. Robinson employed by Dynamic
18 Security?

19 A. Yes.

20 Q. And she was exclusively your
21 employee; correct?

22 A. Yes.

23 Q. Despite having an hmmausa address?

189:01 A. Correct.

02 Q. And just like Ms. Robinson,
03 Ms. Williams has another entity's designation
04 popping up after her name on this from address;
05 correct?

06 A. Correct.

07 Q. Also in the position statement, you

08 stated that Ms. Key reviewed a copy of HMMA's
 09 policy regarding the company's grooming
 10 standards. On what evidence did you base that
 11 statement?

12 A. The statement in Cassandra's e-mail
 13 where she said that when Ms. Key wanted to see
 14 a copy of the policy, that she showed it to
 15 her.

16 Q. Okay. And that is Plaintiff's
 17 Exhibit 38, if someone wouldn't mind refreshing
 18 that for the witness. I'd appreciate it.

19 And this is the e-mail you were
 20 referencing?

21 A. This is the e-mail I was referencing.

22 Q. Anywhere in here, does Ms. -- at any
 23 point in this e-mail, does Ms. Robinson
 190:01 specifically identify this e-mail as
 02 originating from Hyundai Motor Manufacturing
 03 Alabama?

04 A. I'm sorry? Could you --

05 Q. At any point in this e-mail, does Ms.
 06 Robinson identify that this policy that she's
 07 retyping is specifically from Hyundai Motor
 08 Manufacturing of Alabama?

09 A. She starts the e-mail by saying this
 10 is an excerpt from what all personnel are
 11 briefed on here and posted on our board in the
 12 roll call room.

13 Q. And from that, you inferred that it
 14 was HMMA's policy; correct?

15 A. Correct.

16 Q. But, in fact, you never saw it
 17 posted; correct?

18 A. Correct.

19 Q. Never asked for a photograph of it;
 20 correct?

21 A. Correct.

22 Q. And given that language that this is
 23 posted on a board in the room, it's quite
 191:01 likely that Ms. Robinson retyped this herself,
 02 correct, as opposed to a copy and paste which I
 03 think was suggested earlier?

04 A. It would be more -- more reasonable.

05 Q. But you could not say who altered
06 this document that no one has a photograph of
07 that Ms. Robinson supposedly retyped?

08 A. Correct.

09 Q. I want to show you what I've marked
10 as Plaintiff's Exhibit 8. It's been previously
11 produced in the deposition of Mr. Burns.

12 (Whereupon, Plaintiff's Exhibit 8 was
13 marked for identification and copy of
14 same is attached hereto.)

15 MS. PALMER: It was Plaintiff's 8 in
16 his depo?

17 MS. BROWN: Yes.

18 Q. Have you ever seen this document?

19 A. I have not.

20 Q. Would you agree with me that it's got
21 a pretty formal heading and setup clearly
22 identifying it as belonging to Hyundai Motor
23 Manufacturing Alabama?

192:01 A. Yes. The logo is Hyundai -- Hyundai
02 Motor Manufacturing Alabama.

03 Q. Thank you. You also wrote in your
04 position statement it was agreed by Dynamic and
05 HMMA management that Ms. Key should be removed
06 from the work site.

07 What HMMA management are you
08 referencing there?

09 A. I was still under the impression
10 that -- at the time, I was under the impression
11 that Cassandra was an HMMA employee.

12 Q. And have we disabused you of that
13 impression?

14 A. Like thoroughly.

15 Q. Thank you. You would agree with me
16 that Ms. Williams is exclusively an HEA
17 employee?

18 A. It does appear to be the case.

19 Q. So Ms. Williams is the only HMMA
20 management mis-referenced here in your position
21 statement; correct?

22 MS. PALMER: Object to form.

23 Q. When you write in your position
193:01 statement that it was agreed by Dynamic and

02 **HMMA management, HMMA management does not refer**
 03 **to anyone other than Ms. Williams?**

04 A. Correct. I am only referring to
 05 Ms. Williams.

06 Q. Okay. And if you will find
 07 Plaintiff's Exhibit 24. That invoice from --
 08 earlier you answered a couple of questions
 09 about Plaintiff's Exhibit 24.

10 But would you agree with me generally
 11 that this is an invoice from HEA to HMMA?

12 A. That does -- the top logo is Hyundai
 13 Engineering America, and the addressee is
 14 Hyundai Motor Manufacturing Alabama. And this
 15 is an invoice, so I would agree.

16 Q. This is for -- marking this one with
 17 a sticker for the record as HMMA-2. Well, hang
 18 on. Yes, that's correct.

19 (Whereupon, Defendant's Exhibit 2 was
 20 marked for identification and copy of
 21 same is attached hereto.)

22 Q. Have you ever seen what I've marked
 23 as HMMA-2 -- Exhibit 2 before?

194:01 A. I have seen these reports before,
 02 yes.

03 Q. And what is this? It's the first
 04 page of a report, but what sort of report is
 05 this?

06 A. This is a report that tracks the
 07 employees' schedules once they've been input
 08 into our payroll system.

09 Q. And is the client identified below
 10 the date?

11 A. The client is identified below the
 12 date.

13 MS. PALMER: What's the Bates label
 14 on that?

15 MS. BROWN: I'm sorry. This is
 16 labeled Dynamic-Key 969. And this is 1 of
 17 about 60 samples that I could enter into
 18 evidence, but I'm not going to, which show the
 19 client being Hyundai Engineering America. This
 20 is from Wes's production yesterday afternoon.

21 Q. And so this does identify that the

22 client is Hyundai Engineering America; correct?

23 A. Correct.

195:01 Q. And were you involved in the
02 production of these documents that were
03 produced to us yesterday?

04 A. Yes. I was the one who ran -- I was
05 the one who ran the -- ran the reports.

06 Q. Okay. And so if none of those
07 reports identify Hyundai Motor Manufacturing
08 Alabama as a client, is it safe to say that
09 HMMA was not a client of Dynamic?

10 MS. PALMER: Object to form.

11 MR. REDMOND: I'm going to object to
12 the form of that. I don't know why, I don't
13 think I have a dog in the hunt, but I'm going
14 to object to the form of that.

15 MS. PALMER: Wes, when did you
16 produce this yesterday?

17 A. I confess that I'm very confused by
18 this. When I run the actual client masters,
19 what comes up for -- on our side is under HMMA
20 from our records, so I'm very confused by this.
21 But this obviously says Hyundai ENG.

22 Q. Do you have any evidence that Dynamic
23 ever billed HMMA for services?

196:01 A. I don't know that information.

02 MR. REDMOND: Oh, did you say ever
03 billed or overbilled?

04 MS. BROWN: Ever billed.

05 MR. REDMOND: Oh, I thought you said
06 overbilled. I'm sorry.

07 Q. Just in case you misheard me, do you
08 have any evidence that HMMA ever billed -- that
09 Dynamic ever billed HMMA for services?

10 A. I have no -- I have no knowledge of
11 that.

12 Q. And as you can see on the particular
13 employee report we're looking at for
14 Ms. Courtney Dixon, this is dated August of
15 2017; you agree that's when it begins?

16 A. Correct. Wait, no.

17 Q. August 28th of 2017.

18 A. Oh, yes. Sorry, I thought I heard

		<p>19 some -- I thought I heard another date. Yes,</p> <p>20 this does begin with the date August 28th,</p> <p>21 2017.</p> <p>22 Q. Do you have any evidence that Dynamic</p> <p>23 was in any direct contractual relationship with</p> <p>197:01 HMMA?</p> <p>02 A. I have no knowledge of that.</p> <p>03 Q. And you would agree that HMMA's</p> <p>04 Exhibit 2 identifies HEA as Dynamic's client;</p> <p>05 correct?</p> <p>06 A. It does.</p> <p>07 Q. And for the record, Ms. Key was</p> <p>08 directly employed by Dynamic; correct?</p> <p>09 A. Correct.</p> <p>10 Q. And you've specifically not</p> <p>11 identified any requests for price proposal or</p> <p>12 whatever you call it from HMMA; correct?</p> <p>13 A. I don't have any -- I have no</p> <p>14 knowledge of that.</p>
7	204:21 - 204:23	<p>204:21 MR. MILLER: Object to the form.</p> <p>22 MS. BROWN: Object to the form.</p> <p>23 Q. You can answer.</p>